

7/19

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ABINGDON - JULY 20, 2005

(The Honorable William F. Stone, Jr. Presiding)

(Start: _____ Recess: _____ ♦Resume: _____ Stop: _____ ♦Trials: _____ Proceedings _____)

Attys: Debtors: Case Nos.: Trustees:

9:30 A.M. - PRE-TRIAL CONFERENCES

Carmody WOODROW & CAROLYNN JOHNSON 05-71281 Widener/GR
AP 05-07056: Determine liens - *contd from 6/22 to re-serve d/t trustee*
Debtors v. Ampio Financial Services Inc.() & Homecomings Financial
See also conf @1:00 PM

Copeland COAL RIVER RESOURCES 04-988 DIP/NS
Copeland STEVEN R. MULLINS EXCAVATING
Leonard TRI-STATE LEASING
Goldstein HOLLOW MOUNTAIN RESOURCES
Jointly administered cases

ALL (***Re: Coal River Resources: (Copeland)***
HEARD (***Obj to Claim#1 of Petroleum Products , #362, 363 - contd from 5/3***
ON BE (***Response of Euler Hermes ACI (Esposito) #478***
7/19 (
BY TEL (***Obj to Claim #2 of Petroleum Products, #364, 365 - contd from 5/3***
CONF & (***Response of Euler Hermes ACI (Esposito) #478***
CONTD (
to 8/3 (
@9:30 (
(***A/P 04-07146 - Validity/Priority/Extent***
(***Euler Hermes ACI (Esposito) vs Coal River Resources, Inc. Et al***
(***-ord of 6/28 #31 scheduled ptc to this date***

*-see also 11:00 a.m. for final fee appl. In re: Tri-State Leasing (Leonard)
not included in re-scheduled matters*

10:00 A. M. - MISCELLANEOUS

Money LEE ANNE FITCHKO 05-72151 Callahan/JJ
Motion for Relief from Stay filed 6/21; # 9, 10, 11, 12 - by Toyota Motor Credit
Corporation (S. Higgs) – *amended ntc filed to correct hearing location*
-Order of 7/8 granted relief

Abingdon 7/20

10:00 A. M. - MISCELLANEOUS

Lamie	GARY WEBER JR	04-75101	Jessee/S
	707(b) Motion of U. S. Trustee to Dismiss case (preliminary hearing) filed 3/24; # 18, (Guzinski)		
	--Guzinski to tender agr order to complete discovery and cont final Preliminary hearing on 9/21 @10		
	Motion of U. S. Trustee to Extend time filed 3/25; # 19		
	ORDER granting motion entered 5/19		
Sutherland	ANTHONY & STACEY MILLER	05-70743	Wick/JJ
	707(b) Motion of U. S. Trustee to Dismiss case (preliminary hearing) filed 6/3; # 12, (Guzinski) – Ord of 7/15 dismissed UST's motion -		
	– CASE converted to CH 13 on 7/12/05		
Copeland	EDDIE SPENCE	05-70917	Callahan/LM
	UST Motion to Extend Issuance of Discharge filed on 6/10 #7 (Garber)		
	7/19 - consent order granting to be tendered		
Carroll	JANET BLESSING	04-00846	Vogel/JJ
	Trustee's application for Compensation filed 6/1 #35, 38		
	–Notice of no objs; order self-executing filed 7/18; # 162		
Copeland	ROBERT & ALICIA MOODY	05-70921	Callahan/SO
	Motion to Extend Issuance of Discharge filed by U. S. Trustee (Garber) on 6/10 ; # 10		
	7/19 - consent order granting to be tendered		
Sutherland	SABRINA TAYLOR	05-71932	Jessee/AF
	Motion for Relief from Stay filed 6/14; # 7, 8, 9, 10 by Wells Fargo Financial Acceptance (Goldstein)		
	–Default Order tendered via CM Orders on 7/19		

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10:00 A. M. - MISCELLANEOUS

Hunnicutt RICHARD AND SHELBY HURT 03-00729 Callahan/VS
Trustee's application for compensation/reimbursement (\$1,337.29 fees/\$58.98
expenses) filed 6/14 #35, 40
-Notice of no objs; order self-executing filed

Snodgrass SHIRLEY DRIVER 02-03876 Callahan/SL
Trustee's application for compensation/reimbursement filed 6/7 #62, 67
-Notice of no objs; order self-executing filed 7/18; # 162

Bledsoe ROSS AND JOHNNIE GILLIAM 05-72130-WSB Jessee/AF
Motion for Relief by Green Tree Servicing, LLC(formally Conseco)(McQuiddy)
filed 6/15 #6, 8, 9; amended notice for 7/20 filed 6/17 #8
Motion to extend filed 6/20 #11
Debtor's Motion to Deny Relief filed 7/6 #15
-Order of plaintiff to withdraw motion w/o prejudice submitted 7/19 via ECF

Lamie WYTHE PRECISION MACHINE CO., INC. 02-04520 Callahan/SO
Second application for compensation/reimbursement by Elliott, Lawson 6/13 #155,
158
-Notice of no objs; order self-executing filed 7/18; # 162

Jessee KENNETH HOWELL 05-71759 Callahan/SJ
Motion for Relief - filed 6/22; #10, 11, 12 13 by JP Morgan Chase Bank
(Huebschman)
-Order of 7/12 granted relief

Fleenor DANIEL & RUTH BOWMAN 05-72016 Jessee/LM
Motion to Avoid lien of World Finance Corp filed 6/27; # 10,

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10:00 A. M. - MISCELLANEOUS

Copeland JOSEPH JENKINS 03-31 Callahan/AF
Application of Trustee William Callahan for Compensation & Expenses
filed 6/20; # 37, 40
-Notice of no objs filed, order self-executing

Carmody LINDA CORDILL 05-71230 Vogel/AF
Motion for Relief - filed 6/27; # 10, 11, 12 by Ford Motor Credit (Eason)
-Default Ord forwarded to chambers 7/19 via CM Orders

Hendricks JOHNNY & SHEILIA BROWN 05-72285 Vogel/GR
Motion for Relief - filed 6/28; # 8, 9, 10, 11 by DaimlerChrysler Services NA
LLC (Higgs)
-ORDER of 7/12 granted relief

Largen JOHN & CATHY MERCER 01-1403 Callahan/S
Application of Trustee (m. Callahan) for compensation & expenses filed 6/23;
39, #44
-Notice of no objs filed, order self-executing

Snodgrass MICHAEL ERNEST 05-71885 Jessee/GR
Motion for Relief - filed 6/29; # 8, 9, 10, 11 by Wells Fargo Financial
Acceptance (Goldstein)

Harmon EDWARD & JENNIE WILLIAMS 05-72263 Vogel/SJ
Motion for Relief - filed 6/27; # 6, 7, 8 by Citibank NA as Trustee c/o Chase
Home Finance LLC (Wood)
Ord ent on 7/19 withdrawing Motion for relief - hearing cancelled

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10:00 A. M. - MISCELLANEOUS

Lamie PAULA MORPHEW 05-71890 Callahan/NS
 Motion for Relief - filed 6/30; # 9, 10, 11 12 by Honda Financial Services (Higgs)
 -Default Order of 7/14 granted relief

Largen JEFFREY & LEAH PADGETT 05-72294 Vogel/NS
 Motion for Relief - filed 6/30; # 7, 8, 9, 10 by Sun Trust Bank (Zimm)

Welch PAUL AND LYNN NESTER 00-00238 Callahan/AF
 Trustee's Motion to approve sale filed 6/30 #109

Adkins MARK AND GLEMIA WALKER 05-71862 Jessee/SJ
 Motion for Relief by Wells Fargo Bank(Zimm) filed 6/30 #7, 10
 Movant's Certificate #8
 Ord entered on 7/15 granting relief

11:00 A. M - MISCELLANEOUS

Copeland COAL RIVER RESOURCES 04-988 DIP/NS
Copeland STEVEN R. MULLINS EXCAVATING
Leonard TRI-STATE LEASING
Goldstein HOLLOW MOUNTAIN RESOURCES
 Jointly administered cases

Re: Tri-State Leasing (Leonard):

Final Fee Application Counsel for Debtor (Leonard) filed 6/24; # 749

Debtor final report & Motion for Final Decree filed 6/6; # 713 *cont from 7/5*

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11:00 A. M. - MISCELLANEOUS

Hastings FIVE FORTY PARK CORP 03-4746 DIP/JJ

Callahan Motion to Approve Sale/Authority to Sell Real Property free & Clear of Liens,
filed 6/30; # 254 (Callahan)
Response filed 7/5 #255 by George Hunnicutt, Jr, Joseph Hunnicutt (Maxwell)

Pro Se ROGER N. WELLS 04-75100 DIP/S
Motion to Set last day to file proofs of claim filed by Debtor 6/8 #123
-ORDER of 6/10 granted motion

Motion for Relief by Powell Valley Nat'l Bank(W. Bradshaw) 6/22 #131, 132
Movant certification filed 6/29; # 150
-Atty to re-notice to date of hrg to be fixed on D/S (set on 8/3 @ 11 by 7/6 ord)

(Amended notice not filed as of 7/19)

1:00 P. M. - CONFIRMATIONI HEARINGS

Jessee CHRISTOPHER & SHANNON BINGHAM 05-70642 Widener/JJ
Mod Plan filed 5/23; # 10/11
Obj: Highlands Union Bank (Hutton) filed 6/14; # 15

Largen JAMES & MARY COWAN 04-3805 Widener/S
Mod Plan filed 6/1; # 30, 31
Trustee Showcause contd from prior hearing #28

Gifford CHRISTOPHER & SANDRA BELLER 04-2141 Widener/JJ
Mod Plan filed 6/1; # 50, 52
Trustee Showcause contd from 5/18 to hear w/plan when filed #44

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1:00 P. M. - CHAPTER 13 CONFIRMATIONS

Largen CHARLES & SUE TESTERMAN 04-3083 Widener/GR
Mod Plan filed 6/1; # 39, 40

Trustee Showcause contd from prior hearing , # 29

Lamie WALTER SPRINKLE JR. 04-1592 DIP/NS
 -note plan when filed should be set 7/20 @ 1:00 also

Administrative Expense Application of litigation counsel (Kendall Clay) filed 4/29
#87 (M. Cleary) – *contd from 5/18*
Amended Adm. Exp. Appl filed 6/24; # 102, 103

Hutchinson	JERRY & CHRISTY TESTERMENT	05-70766	Widener/SL
	Mod Plan filed 6/8; #11, 13		
	Trustee Report & Showcause filed 6/2; # 10 - <i>s/c contd from 6/8</i>		

Money	ANGELA MCGHEE	05-71256	Connely/SJ
	<i>–Mod Plan filed 6/27; set for conf on 8/17 @ 1</i>		
	Valuation: WFS Financial : 2002 Chev. Sport Utility Trailblazer filed 6/24; # 18		

Carmody WOODROW & CAROLYNN JOHNSON 05-71281 Connelly/GR
Plan filed 4/20 #9, *cont from* 7/6

1:30 P. M. - MISCELLANEOUS

Lamie DAVID & WANDA JACKSON 04-3812 Widener/LM
Obj of Debtor to Claim #15 of Va. Dept of Taxation filed 4/11; # 53
--Response of Va.Dept of Taxation filed 7/11; #65, set for 8/3 @ 1:30
--Ord of 7/12 contd to 8/3 @ 1:30

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1:30 P. M. - MISCELLANEOUS

Harris	IVA GREEAR	05-72172	Widener/SL
	Motion for Relief - Co-Debtor Stay: filed 6/14; #10; 12 by GMAC (Eason)		
	Obj: of Debtor to motion for relief filed 6/16 #13		

Largen	STEPHANIE HELTON	05-71777	Widener/GR
Motion for Relief by New Peoples Bank (Kilgore) filed 7/5 #13,14,15 <i>(Motion filed 7/5 for hearing on 7/20; PHO 7/12; # 17 - 8-day notice)</i>			

Carmody	NICOLE DOTSON	05-71314- WSB	Widener/LM
	Motion for Relief by GMAC Mortgage(McQuiddy) filed 6/20 #20, 23		
	(w/permission from court to be heard in Abingdon)		
	<u>Answer filed 7/7; # 32</u>		
	Motion for Co-Debtor stay by GMAC Mortgage(McQuiddy) filed 6/21 #22, 24		

Hutchinson MICHAEL & MARGARET HILLIARD 05-72315 Widener/LM
Motion for Relief filed 6/21; # 10 by Americredit Fiancial Services (Epps)
--Consent order entered 7/11 #15

Hutchinson	LILLIE LEWIS	02-2614	Widener/LM
	Hardship Discharge Application filed 2/28; # 19, 20		
	Obj: Trustee (Widener) filed 3/1; # 21 – <i>contd from 4/20 & 6/22</i>		

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1:30 P. M. - MISCELLANEOUS

Hutchinson DANNY & LOUETTA CANTER 03-2209 Widener/JM
Motion of Debtors to Sell Real Estate and Use Proceeds to upgrade

2:00 P. M. - MISCELLANEOUS

Hutchinson	KEVIN CORNETT	04-3287	Widener/GR
	Motion of Trustee to Dismiss or Convert filed 6/15; # 18		

Farthing	ANTHONY & LINDA JONAS	04-975	Widener/SL
	Motion of Trustee to Dismiss or convert filed 3/31; #39 - <i>contd from</i> 5/4		

Carmody	MAURICE & GENEVA WALTERS	02-265	Widener/SL
	Trustee Motion to Dismiss or Convert filed 3/31; # 120 - <i>contd from</i> 5/4		

Lamie	JOHN RINGHOFFER JR	03-4244	Widener/JJ
	Trustee Motion to Dismiss or Convert filed 6/15; # 22		

Timoney	VIRGIL & SANDRA TILLER	03-3816	Widener/LM
	Trustee Motion to Dismiss or Convert filed 6/15; # 45		

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2:00 P. M. - MISCELLANEOUS

Timoney	VIOLA TAYLOR	01-1126	Widener/VS
	Trustee Motion to Dismiss or Convert filed 6/15; # 26		

Hendricks NORMA WHITE 03-4514 Widener/LM
Motion for “Distribution” filed 6/8; # 33, (pleading actually captioned
“Motion to Approve Insurance Settlement & Disbursement of Funds)

Largen STACEY LEFTWICH 04-3144 Widener/JJ
Motion to Suspend Plan Payments filed 6/30; # 31

Copeland VIRGIL & MARY BODDIFORD 7-02-00369 Wick/S
A/P 7-03-00083:
Debtors v. Internal Revenue Service (Charles Keen)
***Showcause: Chas Keen: Failure to tender order as directed by court at
TCC on 6/7 – call case at END of calendar at direction of court**